

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 59th LEGISLATURE - REGULAR SESSION

COMMITTEE ON FISH, WILDLIFE AND PARKS

Call to Order: By **CHAIRMAN GEORGE GOLIE**, on March 8, 2005 at
3:20 P.M., in Room 152 Capitol.

ROLL CALL

Members Present:

Rep. George Golie, Chairman (D)
Rep. Scott Sales, Vice Chairman (R)
Rep. John Balyeat (R)
Rep. Jill Cohenour (D)
Rep. George Everett (R)
Rep. Tom Facey (D)
Rep. George G. Groesbeck (D)
Rep. Robin Hamilton (D)
Rep. Harry Klock (R)
Rep. Mike Milburn (R)
Rep. Art Noonan (D)
Rep. Don Roberts (R)
Rep. Bill Warden (R)

Members Excused: Rep. Larry Jent (D)

Members Absent: Rep. Paul Clark, Vice Chairman (D)
Rep. Arlene Becker (D)
Rep. Dee L. Brown (R)
Rep. Robyn Driscoll (D)
Rep. Roger Koopman (R)
Rep. John Ward (R)

Staff Present: Debra Polhemus, Committee Secretary
Doug Sternberg, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: SB 77, 3/2/2005
Executive Action: HB 277; HB 423; HB 597; HB 260
SB 91; HB 172; HB 176

HEARING ON SB 77

Opening Statement by Sponsor:

00:02:10 **SEN. KEN (KIM) HANSEN (D), SD 17**, opened the hearing on **SB 77**, Remove sunset on hunting access enhancement & hunter management programs.

Proponents' Testimony:

00:05:21 Jeff Hagener, Director, Montana Fish, Wildlife & Parks

EXHIBIT(fih51a01)

00:08:45 Dan Walker, Billings, previous Private Land/Public Wildlife Committee Member

00:11:43 Dave McClure, Farmer, near Lewistown, President, Montana Farm Bureau Federation

00:12:52 Bill Meadows, Trout Creek

00:13:55 Mike Volesky, Policy Advisor, Governor's Office

00:14:39 Jack Rich, Owner, Rich Outfitting and Guest Ranch, Seeley Lake

00:15:40 Larry Copenhaver, Conservation Director, Montana Wildlife Federation

EXHIBIT(fih51a02)

00:18:08 Jean Johnson, Montana Outfitters and Guides Association

00:21:29 Jay Bodner, Montana Stockgrowers Association

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

00:22:56 **REP. FACEY**

00:24:14 **CHAIRMAN GOLIE**

00:24:49 **REP. WARDEN**

00:26:44 **CHAIRMAN GOLIE**

Closing by Sponsor:

00:29:12 **SEN. KEN (KIM) HANSEN (D)** closed the hearing on **SB 77**.

EXECUTIVE ACTION ON HB 277

00:31:08 Motion: REP. KLOCK moved that HB 277 DO PASS.

Discussion:

00:31:20 REP. SALES

00:31:55 CHAIRMAN GOLIE

00:32:40 REP. MILBURN

00:33:30 REP. HAMILTON

00:33:53 Vote: Motion carried 13-7 by roll call vote with
REPS. BALYEAT, BROWN, HAMILTON, KOOPMAN, MILBURN,
SALES, and WARD voting no and REPS. CLARK, BECKER,
DRISCOLL, BROWN, KOOPMAN, JENT and WARD voting by
proxy.

EXECUTIVE ACTION ON HB 423

00:36:42 Motion: REP. ROBERTS moved that HB 423 DO PASS.

Discussion:

00:36:50 REP. BROWN

00:37:23 REP. NOONAN

00:37:56 CHAIRMAN GOLIE

00:38:32 Vote: Motion carried 11-9 by roll call vote with
REPS. BALYEAT, BROWN, EVERETT, KLOCK, KOOPMAN,
ROBERTS, SALES, WARD, and WARDEN voting no and
REPS. CLARK, BECKER, DRISCOLL, KOOPMAN and WARD
voting by proxy.

EXECUTIVE ACTION ON HB 597

00:40:32 Motion: REP. WARDEN moved that HB 597 DO PASS.

00:40:50 Motion: REP. FACEY moved that HB 597 BE AMENDED.
[EXHIBIT](#)(fih51a03)

Discussion:

00:43:33 REP. FACEY

00:43:51 Vote: Motion carried unanimously by voice vote.

00:44:06 Motion: REP. FACEY moved that HB 597 DO PASS AS
AMENDED.

Discussion:

00:44:16 REP. BROWN
00:47:45 REP. JENT
00:49:44 REP. NOONAN
00:50:06 CHAIRMAN GOLIE
00:51:35 REP. SALES
00:52:09 REP. JENT

00:53:00 Vote: Motion failed 10-10 by roll call vote with REPS. BALLYEAT, COHENOUR, FACEY, HAMILTON, KLOCK, KOOPMAN, ROBERTS, SALES, WARD, and WARDEN voting aye and REPS. CLARK, BECKER, DRISCOLL, KOOPMAN, WARD and ROBERTS voting by proxy.

EXECUTIVE ACTION ON SB 91

00:54:43 Motion: REP. COHENOUR moved that SB 91 DO PASS.

Discussion:

00:54:59 REP. MILBURN
00:57:19 REP. NOONAN
00:58:28 REP. COHENOUR
00:59:22 REP. ROBERTS
00:59:56 REP. WARDEN
01:00:45 CHAIRMAN GOLIE
01:01:20 REP. COHENOUR
01:01:59 REP. BALLYEAT
01:02:10 REP. NOONAN

01:03:19 Vote: Motion failed 9-11 by roll call vote with REPS. BECKER, CLARK, COHENOUR, DRISCOLL, FACEY, GOLIE, GROESBECK, HAMILTON, and NOONAN voting aye and REPS. CLARK, BECKER, DRISCOLL, EVERETT, KOOPMAN and WARD voting by proxy .

01:03:59 Motion/Vote: REP. SALES moved that SB 91 BE TABLED AND THE VOTE REVERSED. Motion carried by voice vote.

EXECUTIVE ACTION ON HB 260

01:04:59 Motion: REP. ROBERTS moved that HB 260 DO PASS.

Discussion:

01:05:09 REP. BROWN

01:05:32 Motion: REP. ROBERTS moved that HB 260 BE
 AMENDED.

EXHIBIT(fih51a04)

Discussion:

01:10:51 REP. BROWN
01:11:07 REP. COHENOUR
01:11:29 REP. SALES
01:12:13 REP. FACEY
01:12:37 REP. ROBERTS

01:13:14 Vote: Motion carried 13-7 by roll call vote with
 REPS. BALYEAT, CLARK, EVERETT, JENT, KOOPMAN,
 SALES, and WARD voting no and REPS. CLARK, BECKER,
 DRISCOLL, EVERETT, KOOPMAN and WARD voting by
 proxy.

01:14:24 Motion: REP. FACEY moved that HB 260 DO PASS AS
 AMENDED.

Discussion:

01:14:40 REP. BROWN
01:15:22 REP. ROBERTS
01:15:53 REP. BROWN

01:16:10 Vote: Motion carried 13-7 by roll call vote with
 REPS. BALYEAT, BROWN, CLARK, EVERETT, KOOPMAN,
 SALES, and WARD voting no and REPS. CLARK, BECKER,
 DRISCOLL, EVERETT, KOOPMAN and WARD voting by
 proxy.

EXECUTIVE ACTION ON HB 172

01:17:39 Motion: REP. COHENOUR moved that HB 172 DO PASS.

01:17:55 Motion: REP. COHENOUR moved that HB 172 BE
 AMENDED.

EXHIBIT(fih51a05)

EXHIBIT(fih51a06)

Discussion:

01:19:30 REP. COHENOUR
01:22:43 REP. BROWN
01:22:59 REP. FACEY
01:25:57 REP. COHENOUR

EXHIBIT (fih51a07)

01:27:12 REP. SALES
01:28:36 REP. WARDEN
01:29:29 CHAIRMAN GOLIE
01:29:46 REP. SALES
01:30:32 REP. MILBURN
01:30:59 REP. FACEY
01:31:48 REP. MILBURN
01:33:09 REP. WARDEN
01:34:37 REP. BROWN
01:36:24 CHAIRMAN GOLIE
01:38:54 REP. FACEY
01:40:10 REP. BROWN
01:41:07 REP. COHENOUR
01:46:59 REP. SALES
01:48:47 REP. GROESBECK
01:51:00 REP. ROBERTS
01:51:36 REP. NOONAN
01:52:46 REP. BROWN
01:54:28 REP. COHENOUR
01:56:22 REP. BROWN

01:56:35 Vote: Motion failed 10-10 by roll call vote with
REPS. BECKER, CLARK, COHENOUR, DRISCOLL, FACEY,
GOLIE, GROESBECK, HAMILTON, JENT, and NOONAN
voting aye and REPS. BECKER, DRISCOLL, KOOPMAN and
WARD voting by proxy.

01:59:03 Motion: REP. COHENOUR moved that HB 172 BE
AMENDED.

EXHIBIT (fih51a08)**Discussion:**

01:59:12 REP. COHENOUR
01:59:31 REP. SALES
01:59:43 REP. BROWN
01:59:50 REP. COHENOUR
02:00:26 REP. JENT
02:01:02 REP. BROWN
02:02:00 REP. COHENOUR
02:02:31 REP. SALES
02:03:22 CHAIRMAN GOLIE
02:04:22 REP. COHENOUR

02:05:16 **Vote:** Motion carried 18-2 by roll call vote with REPS. BROWN and KOOPMAN voting no and REPS. BECKER, DRISCOLL, KOOPMAN, WARD and NOONAN voting by proxy.

02:06:39 **Motion:** REP. COHENOUR moved that HB 172 DO PASS AS AMENDED.

Discussion:

02:06:59 REP. CLARK

02:09:41 CHAIRMAN GOLIE

02:10:28 REP. ROBERTS

02:11:14 REP. MILBURN

02:11:40 REP. BROWN

02:12:12 REP. SALES

02:13:14 Chris Smith, Chief of Staff, Montana Fish,
Wildlife & Parks

02:15:11 CHAIRMAN GOLIE

02:15:55 REP. SALES

02:16:42 REP. MILBURN

02:17:23 REP. COHENOUR

02:20:36 REP. BROWN

02:21:20 REP. JENT

02:24:30 REP. BALYEAT

02:24:55 REP. EVERETT

02:26:18 REP. BALYEAT

02:26:50 CHAIRMAN GOLIE

02:27:13 REP. COHENOUR

02:28:36 REP. BALYEAT

02:29:20 REP. SALES

02:30:34 CHAIRMAN GOLIE

02:32:01 **Vote:** Motion carried 11-9 by roll call vote with REPS. BALYEAT, BECKER, BROWN, CLARK, EVERETT, KLOCK, KOOPMAN, SALES, and WARD voting no and REPS. BECKER, DRISCOLL, KOOPMAN, WARD and NOONAN voting by proxy.

EXECUTIVE ACTION ON HB 176

02:33:49 **Motion/Vote:** REP. FACEY moved that HB 176 BE TABLED. Motion carried by voice vote with REPS. DRISCOLL, BECKER and NOONAN voting by proxy.

ADJOURNMENT

Adjournment: 6:00 P.M.

REP. GEORGE GOLIE, Chairman

DEBRA POLHEMUS, Secretary

GG/dp

Additional Exhibits:

EXHIBIT ([fih51aad0.PDF](#))